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08 UNITED STATES DISTRICT COURT
09 WESTERN DISTRICT OF WASHINGTON
10 AT SEATTLE

11 UNITED STATES OF AMERICA,)
12) Case No. CR00-0184-TSZ-003
13 Plaintiff,)
14)
15 v.) SUMMARY REPORT OF U.S.
16) MAGISTRATE JUDGE AS TO
17 DANTE EULALIO NARTE,) ALLEGED VIOLATIONS
18) OF SUPERVISED RELEASE
19 Defendant.)
20 _____)

21 An initial hearing on a petition for violation of supervised release was held before the
22 undersigned Magistrate Judge on May 4, 2006. The United States was represented by Assistant
23 United States Attorney Susan Roe, and the defendant by Mr. Todd Maybrown. The proceedings
24 were recorded on cassette tape.

25 The defendant had been sentenced on or about Marcy 9, 2001, to thirty-six (36) months
26 in custody to be followed by five (5) years of supervised release by the Honorable Thomas S.
Zilly on a charge of Conspiracy to Import and Distribute 100 or More Kilograms of Marijuana.

In addition to the standard conditions of supervised release, which include compliance
with all local, state, and federal laws, special conditions of supervised release were imposed.
These special conditions included, but were not limited to, participation in a substance-abuse
treatment program, consent to search and seizure procedures, no possession of firearms;

01 subjection to mandatory drug testing, participation in drug testing, abstaining from the use of
02 alcohol, financial disclosure, cooperating with the Internal Revenue Service, and financial
03 disclosure.

04 In the Pretrial Petition for Warrant or Summons for Offender dated March 9, 2006, and
05 the Supplemental Violation Report dated March 29, 2005, Mr. Brian H. Rogers, U.S. Probation
06 Officer, alleges the following violations of defendant's conditions of supervised release:

07 (1) Failing to submit urine samples as directed on October 4, November 28,
08 November 21, 2005, and January 9, February 21, and March 6, 2006, in violation of the special
09 condition that he submit to drug testing to determine if he has reverted to the use of drugs or
10 alcohol.

11 (2) Failing to submit monthly reports for the months of December 2005, January
12 2006, and February 2006.

13 (3) Assault on March 8, 2006, in violation of the general conditions that he not
14 commit another federal, state, or local crime.

15 The defendant admitted to violations Nos. 1 and 2, and waived his rights to any
16 evidentiary hearing as to whether they occurred.


17 At the revocation hearing, the government dismissed alleged violation No. 3.

18 I therefore recommend that the Court find the defendant violated the conditions of his
19 supervised release as to violations Nos. 1 and 2, and that the Court conduct a hearing limited to
20 disposition of these violations.

21 A disposition hearing on violations Nos. 1 and 2 has been set before the Honorable
22 Thomas S. Zilly, for Thursday, May 25th, at 11:00 a.m.

23 Pending a final determination by the Court, the defendant has been released subject to
24 the continued terms of his supervised release.

01 DATED this 8th day of May, 2006.

02 
03 JAMES P. DONOHUE
04 United States Magistrate Judge

05 cc: District Judge: The Hon. Thomas S. Zilly
06 AUSA: Ms. Susan Roe
07 Defendant's attorney: Mr. Todd Maybrow
08 Probation officer: Mr. Brian Rogers
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